

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ARIZONA**

IN RE: Bard IVC Filters Products Liability
Litigation,

No. MDL 15-02641-PHX-DGC

Sherr-Una Booker, an individual,
Plaintiff,

No. CV-16-00474-PHX-DGC

v.

C. R. Bard, Inc., a New Jersey corporation;
and Bard Peripheral Vascular, Inc., an
Arizona corporation,
Defendants.

VERDICT

We, the jury, duly empaneled and sworn in the above entitled action, upon our oaths, find as follows:

A. LIABILITY

1. Strict Product Liability Design Defect Claim

Do you find that either Defendant is liable to Plaintiff on the strict product liability design defect claim?

C. R. Bard, Inc. _____ Yes _____ No

Bard Peripheral Vascular, Inc. _____ Yes _____ No

1 **2. Strict Product Liability Failure to Warn Claim**

2 Do you find that either Defendant is liable to Plaintiff on the strict product liability
3 failure to warn claim?

4 C. R. Bard, Inc. _____ Yes _____ No

5 Bard Peripheral Vascular, Inc. _____ Yes _____ No

6
7 **3. Negligent Design Claim**

8 Do you find that either Defendant is liable to Plaintiff on the negligent design
9 claim?

10 C. R. Bard, Inc. _____ Yes _____ No

11 Bard Peripheral Vascular, Inc. _____ Yes _____ No

12
13 **4. Negligent Failure to Warn Claim**

14 Do you find that either Defendant is liable to Plaintiff on the negligent failure to
15 warn claim?

16 C. R. Bard, Inc. _____ Yes _____ No

17 Bard Peripheral Vascular, Inc. _____ Yes _____ No

18
19 If you answered “No” to each question, stop here and answer no further questions.
20 Your verdict is for Defendants. If you answered “Yes” to any question, complete each of
21 the following sections.

22
23 **B. COMPENSATORY DAMAGES**

24 If you find either Defendant liable on any of the claims set forth above, what
25 amount of damages do you find will reasonably compensate Plaintiff for her injuries?

26
27 \$_____

C. INTERVENING CAUSE

As noted in the jury instructions, if you find that the action of Dr. Kang constituted an intervening cause of all of Plaintiff's compensatory damages, Defendants are not liable for those damages and your verdict above should be for Defendants.

1. If you find either Defendant liable on any of the claims set forth in Part A above, do you find that the action of Dr. Brandon Kang constituted an intervening cause of some, but not all, of Plaintiff's compensatory damages? _____ Yes _____ No

2. If you answered "Yes," what portion of the compensatory damages identified in response to Part B above was caused by Dr. Kang?

\$ _____

D. APPORTIONMENT OF FAULT

1. Do you find that Dr. Sarwat Amer caused or contributed to Plaintiff's injuries?

_____ Yes _____ No

2. If you answered "Yes," please provide the relative degrees of fault, if any, that you assign to Defendants and Dr. Amer (your total must equal 100%):

C. R. Bard, Inc. and Bard Peripheral Vascular, Inc.: _____%

Dr. Amer: _____%

100%

E. PUNITIVE DAMAGES

Do you find that punitive damages should be awarded against either Defendant?

C. R. Bard, Inc. _____ Yes _____ No

Bard Peripheral Vascular, Inc. _____ Yes _____ No

Jury Foreperson Signature (using number)

Date

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Defendants.

VERDICT

(Punitive Damages)

We, the jury, duly empaneled and sworn in the above entitled action, upon our
oaths, find the amount of punitive damages to be:

\$ _____

Jury Foreperson Signature (using number)

Date